

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

ADJUSTACAM, LLC,  
Plaintiff

V.

AMAZON.COM, INC. et. al,  
Defendants

CIVIL ACTION NO. 10-CV-00329-LED

**GEAR HEAD, LLC INITIAL DISCLOSURES**

The defendant, Gear Head, LLC (“Gear Head”), makes the following initial disclosures pursuant to Fed. R. Civ. P. 26(a)(1) and in accordance with the Discovery Order issued by this Court under Fed. R. Civ. P. 16:

**A. Correct Name Of Party**

Gear Head, LLC.

**B. Other Parties**

Gear Head is not aware of any potential parties other than those who are already parties to this matter.

**C. Legal Theories**

Gear Head maintains the patent at issue fails to satisfy the requirements of patentability. Gear Head maintains that it has not infringed and does not infringe on the claimed patent. In addition, the plaintiff is not entitled to damages because it has failed to comply with marking requirements and has otherwise failed to give notice of the patent. The plaintiff claims are barred by the equitable doctrines of laches and/or waiver.

**D. Persons Having Knowledge of Relevant Facts**

Dan Shea  
Chief Financial Officer, Gear Head  
75 West Street  
Walpole, MA 02081  
(774)256-7314

Mr. Shea is the chief financial officer of Gear Head. He has knowledge of the manufacture and sale of the webcams at issue.

Ron Ferris  
President  
75 West Street  
Walpole, MA 02081  
(774)256-7314

Mr. Ferris is the president of Gear Head. He has knowledge of the manufacture and sale of the webcams at issue.

**E. Insurance Agreement**

Gear Head is unaware of any insurance agreements available to satisfy any part of a judgment entered in this action.

**F. Settlement Agreements**

Gear Head is not aware of any settlement agreements related to this action.

**G. Statements**

Gear Head is not aware of any statements of any party to this action.

Respectfully submitted,



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Patricia L. Davidson, Esq.  
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ATTORNEY FOR  
GEAR HEAD, LLC

Dated: May 16, 2011

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was filed electronically on the 16<sup>th</sup> day of May, 2011 in compliance with Local Rule CV-5(a) and has been served on all counsel who have consented to electronic service and all other counsel by regular mail.

A handwritten signature in black ink, reading "Patricia L. Davidson", is positioned above a horizontal line.

Patricia L. Davidson, Esq.

Dated: May 16, 2011